

METROPOLITAN DEVELOPMENT COMMISSION  
DOCKET NO. 88-AO-1  
CITY-COUNTY COUNCIL GENERAL  
ORDINANCE NO. \_\_\_\_\_

ZONING ORDINANCE 88-AO-1

AMENDING

THE IMPROVEMENT LOCATION PERMIT ORDINANCE

OF

MARION COUNTY, INDIANA

AND

THE MARION COUNTY MASTER PLAN PERMANENT

ZONING ORDINANCE

LEGAL DRAFT  
January 21, 1988

METROPOLITAN DEVELOPMENT COMMISSION

DOCKET NO. 88-AO-1

CITY-COUNCIL GENERAL ORDINANCE NO. \_\_\_, 1988

AN ORDINANCE to amend Marion County Council Ordinance No. 8-1957, as amended, and the Marion County Master Plan Permanent Zoning Ordinance, as amended, and fixing a time when the same shall take effect.

WHEREAS, various citizens and neighborhood organizations have expressed concern over the last several months about the number, size and placement of outdoor advertising signs in Marion County, and the effect that such signs have on community appearance and traffic safety, and

WHEREAS, the City-County Council Committee on Metropolitan Development has conducted hearings about outdoor advertising signs at which neighborhood groups, the sign industry and other interested parties have appeared and given evidence and testimony, and

WHEREAS, the Council Committee has concluded that there are some basic weaknesses in the outdoor advertising sign provisions of the Sign Regulations of Marion County, which weaknesses include provisions allowing:

1. The placement of advertising signs in residential areas and neighborhood commercial areas where the size of the sign and the nature of the advertising is out of keeping with the character of the area.
2. The placement of advertising signs at locations where the size of the advertising sign is out of scale with the size of nearby buildings.
3. The placement of large advertising signs near one another and other business signs, resulting in sign clutter.

WHEREAS, at its meeting on January 4, 1988, a special resolution was introduced (Proposal No. 21, 1988) before the City-County Council, which requests that Metropolitan Development Commission to direct its staff to prepare specific ordinance amendments to correct the weaknesses identified in various hearings and directs that a joint hearing of the Council Committee and the Metropolitan Development Commission be conducted to secure additional information about ordinance amendments, and

WHEREAS, the Sign Regulations of Marion County have not been significantly changed since adoption in 1971 and the Metropolitan Development Commission and the Council Committee are aware from information secured by both bodies, that provisions regulating outdoor advertising signs in the Sign Regulations are not adequate to meet present community needs, and

WHEREAS, it is the desire of the Commission and the City-County Council to work cooperatively in securing and adopting amendments to the outdoor advertising sign provisions of the Sign Regulations of Marion County to correct identified weaknesses, and

WHEREAS, it is the desire of the Commission to carry out the necessary research, analysis and drafting in an expeditious manner and to hold meetings and conduct hearings so that interested individuals, organizations and businesses can fully participate in discussions about the amendment of the outdoor advertising sign provisions, and

WHEREAS, staff in the Department of Metropolitan Development have initiated work to formulate general ideas for modifying the sign ordinance to correct weaknesses in the outdoor advertising sign provisions, and

WHEREAS, because outdoor advertising sign provisions are not adequate to meet current community needs, the Commission and Council Committee are concerned that during the projected twenty (20) week period during which amendments to the outdoor advertising sign provisions will be formulated, discussed and heard, that additional permits will be obtained and signs will be erected that are not in the best interest of the community.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That Marion County Council Ordinance No. 8, 1957 adopted by the Marion County Council on March 28, 1957, and the Improvement Location Permit Ordinance of Marion County, Indiana (Ordinance No. 68-AO-11, as amended by 71-AO-1, and 75-AO-2, adopted as an amendment thereto) pursuant to IC 36-7-4 be further amended as follows:

A. That Section 4 be added to state the following:

Section 4.

No Improvement Location Permits shall be issued for outdoor advertising signs in Marion County from the date of adoption of this amendment until the date when amendments to the outdoor advertising provisions of the Sign Regulations of Marion County, Indiana (Ordinance No. 71-AO-4, as amended by 86-AO-1) have been made, adopted and take effect or until June 1, 1988, whichever is earlier in time.

B. That Section 5 be added to state the following:

Section 5.

If any provision or clause of this ordinance or the application thereof to any person or circumstance is held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, such decision shall not affect other ordinance provisions or clauses or applications thereof which can be implemented without the unconstitutional or invalid provision, clause or application, and to this end the provisions, clauses or application, of this ordinance are declared to be severable.

Section 2. An emergency exists for the passage of this ordinance, and the same shall be in full force and effect from and after its adoption.

CITY-COUNTY COUNCIL OF INDIANAPOLIS  
AND OF MARION COUNTY, INDIANA

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President (or Presiding Officer)

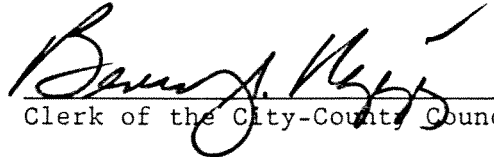
Date: \_\_\_\_\_

Attest: \_\_\_\_\_  
Clerk

STATE OF INDIANA, MARION COUNTY)  
CITY OF INDIANAPOLIS ) SS:  
)

I, BEVERLY S. RIPPY, Clerk of the City-County Council,  
Indianapolis, Marion County, Indiana, do hereby certify the  
above and foregoing is a full, true, and complete copy of  
Proposal No. 90, 1988, a Proposal for a Rezoning Ordinance  
passed by the City-County Council on the 8th day of February,  
1988, by Consent, and was retitled General Ordinance No.  
5, 1988, and now remains on file and on record in my office.

WITNESS my hand and the official seal of the  
City of Indianapolis, Indiana, this 11 day of February,  
1988.

  
Clerk of the City-County Council

**FILED**

(SEAL)

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FEB 26 1988

  
MARION COUNTY AUDITOR